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Customer Number

 Patent  
 Case No.: 59489US002
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: PETRIN, JASON T.

Application No.: 10/748095 Confirmation No.: 6935

Filed: December 30, 2003

Title: LATEX PAINT COMPOSITIONS AND COATINGS

**RESPONSE UNDER 37 CFR § 1.111**

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]</b>	
I hereby certify that this correspondence is being:	
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Date	12-8-06
Signed by: Joyce M. Courtney	
Joyce M. Courtney	

Dear Sir:

**INTRODUCTION**

This is in response to the outstanding Office Action, dated October 5, 2006, in the above-identified application, wherein claims 1 to 19 were rejected for non-statutory obvious-type double patenting over claims 1 to 33 of U.S. Patent No. 7,041,727 (Kubicek et al.)

This Amendment is believed to be timely submitted. It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.